

E-Filed on April 17, 2007

1 **DIAMOND MCCARTHY LLP**
 909 Fannin, Suite 1500
 Houston, Texas 77010
 Telephone (713) 333-5100
 Facsimile (713) 333-5199

3 Allan B. Diamond, TX State Bar No. 05801800
 Email: adiamond@diamondmccarthy.com
 Eric D. Madden, TX State Bar No. 24013079
 Email: emadden@diamondmccarthy.com

4 Special Litigation Counsel for USACM Liquidating Trust

1 **LEWIS AND ROCA LLP**
 3993 Howard Hughes Parkway, Suite 600
 Las Vegas, NV 89169-5996
 Telephone (702) 949-8320
 Facsimile (702) 949-8321

3 Susan M. Freeman, AZ State Bar No. 004199
 Email: sfreeman@lrlaw.com
 Rob Charles, NV State Bar No. 006593
 Email: rcharles@lrlaw.com

4 Counsel for USACM Liquidating Trust

5

6 **UNITED STATES BANKRUPTCY COURT**
 7 **DISTRICT OF NEVADA**

8 In re:
 9 **USA COMMERCIAL MORTGAGE COMPANY,**
 10 Debtor.

Case Nos.:
 BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

10 In re:
 11 **USA CAPITAL REALTY ADVISORS, LLC,**
 12 Debtor.

JOINTLY ADMINISTERED
 Chapter 11 Cases

12 In re:
 13 **USA CAPITAL DIVERSIFIED TRUST DEED**
 14 FUND, LLC,
 15 Debtor.

Judge Linda B. Riegle Presiding

15 In re:
 16 **USA CAPITAL FIRST TRUST DEED FUND,**
 17 LLC,
 18 Debtor.

**NOTICE OF FILING PROOF OF
 SERVICE OF SUBPOENA FOR
 RULE 2004 EXAMINATION**

17 In re:
 18 **USA SECURITIES, LLC,**
 19 Debtor.

19 Affects:
 All Debtors
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

23
 24 NOTICE IS GIVEN that USACM Liquidating Trust has filed:

25 **Proof of Service of Subpoena for Rule 2004**
 26 **Examination by Acceptance of Service by Brian C.**
Walsh for Bryan Cave, LLP – St. Louis (Exhibit A
Attached).

1 DATED: April 17, 2007

2 **LEWIS AND ROCA LLP**

3 By: /s/ Rob Charles (#6593)

4 Susan M. Freeman, AZ 4199 (pro hac vice)
5 Rob Charles, NV 6593
6 3993 Howard Hughes Parkway, Suite 600
7 Las Vegas, Nevada 89169-5996

8 *Counsel for Official Committee of Unsecured Creditors of
9 USA Commercial Mortgage Company*

10 -and-

11 **DIAMOND MCCARTHY TAYLOR FINLEY & LEE LLP**

12 By: /s/ Eric D. Madden (pro hac vice)

13 Allan B. Diamond, TX 05801800 (pro hac vice)
14 William T. Reid, IV, TX 00788817 (pro hac vice)
15 Eric D. Madden, TX 24013079 (pro hac vice)
16 1201 Elm Street, 34th Floor
17 Dallas, Texas 75270

18 *Special Litigation Counsel for Official Committee of
19 Unsecured Creditors of USA Commercial Mortgage Company*

20

21

22

23

24

25

26

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DISTRICT**

In re:)	Chapter 11
USA COMMERCIAL MORTGAGE COMPANY, <i>et al.</i> ,)	Case No. BK-S-06-10725 LBR (District of Nevada)
Debtors.)	
<hr/>		
BRYAN CAVE LLP,)	
Movant,)	
V.)	Misc. Action No. 07-401-A659
USACM LIQUIDATING TRUST, by and through its Trustee, GEOFFREY L. BERMAN,)	
Respondent.)	
<hr/>		
USA SECURITIES, LLC, USA COMMERCIAL MORTGAGE COMPANY, USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, USA CAPITAL FIRST TRUST DEED FUND, LLC, USA CAPITAL REALTY ADVISORS, LLC, USA INVESTMENT PARTNERS, LLC, JOSEPH D. MILANOWSKI, and JOHN DOES 1-5 (unknown principals of USA Investment Partners, LLC),)	
Additional Interested Parties.)	
<hr/>		

ACCEPTANCE OF SERVICE

I, Brian C. Walsh, am duly authorized to accept service of process on behalf of Bryan Cave LLP in the above captioned matter. I hereby acknowledge receipt of the Subpoena for

EXHIBIT

Tables:

A

04/13/2007 14:20 2143895399

DMTFB&L

PAGE 03/28

Rule 2004 Examination (dated March 16, 2007) and do accept service of process on behalf of
Bryan Cave LLP.

DATED: April 16, 2007



BRIAN C. WALSH

113686v1